

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

**LYNN FRANK MULDER,**

**Plaintiff,**

**v.**

**ARNE DUNCAN, Secretary of the  
United States Department of  
Education,**

**Defendant.**

**CASE NO. 8:10CV300**

**AMENDED  
ORDER AND  
FINAL JUDGMENT**

This matter is before the Court on the parties' Joint Motion to Dismiss with Prejudice (Filing No. 32). The motion complies with the requirements of Federal Rule of Civil Procedure 41(a)(1)(A)(ii), and the Court concludes that it should be granted. Accordingly,

**IT IS ORDERED:**

1. The parties' Joint Motion to Dismiss with Prejudice (Filing No. 32) is granted;
2. This action is dismissed with prejudice;
3. The complete record is waived; and
4. By virtue of the agreement between the parties, the Court will not assess costs or attorney fees in this case.

Dated this 8<sup>th</sup> day of September, 2011.

**BY THE COURT:**

s/Laurie Smith Camp  
United States District Judge